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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

| | |
|--|--|
| Attorney Docket No. | 136P17US01 |
| First Inventor or Application Identifier | Frank Duimovich |
| Title | METHOD AND SYSTEM FOR MANAGING PERFORMANCE |
| Express Mail Label No. | EF117894291US |

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- ☐ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- ☒ Specification [Total Pages 28]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the invention
 - Brief Summary of the invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
- ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 10]
- Oath or Declaration [Total Pages]
 - ☐ Newly executed (original or copy)
 - ☐ Copy from a prior application (37 C.F.R. § 1.63(d))
(for continuation/divisional with Box 16 completed)
 - ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

*** NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).**

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

- ☐ Microfiche Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - ☐ Computer Readable Copy
 - ☐ Paper Copy (identical to computer copy)
 - ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & document(s))
- ☐ 37 C.F.R. § 3.73(b) Statement of Power of Attorney (when there is an assignee)
- ☐ English Translation Document (if applicable)
- ☐ Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations]
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
- ☐ Small Entity Statement(s) [Statement filed in prior application. Status still proper and desired (PTO/SB/09-12)]
- ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
- ☒ Other: Unexecuted Combined Declaration and Power of Attorney

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____

Prior application information: Examiner _____ Group / Art Unit: _____
 For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

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 (Insert Customer No. or Attach bar code label here)

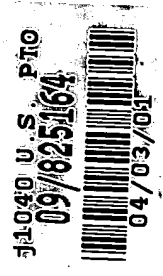
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| Name (Print/Type) | Michael L. Mau | Registration No. (Attorney/Agent) | 30,087 |
| Signature | | Date | 4/3/01 |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frank Duimovich et al
Docket: 136P17US01
Title: METHOD AND SYSTEM FOR MANAGING PERFORMANCE OF DATA
TRANSFERS FOR A DATA ACCESS SYSTEM



CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EF117894291US

Date of Deposit: April 3, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

By: Denise A. Schullo
Name: Denise A. Schullo

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

Transmittal sheet containing Certificate under 37 CFR 1.10 (in duplicate)
Utility Patent Application Transmittal
Utility Patent Application: Spec. 26 pgs; 11 claims; Abstract 1 pg.
Ten (10) Sheets of Drawings
Unsigned Combined Declaration and Power of Attorney
Return postcard

PAYMENT OF THE FILING FEE IS BEING DEFERRED.

Please charge any additional fees or credit overpayment to Deposit Account No. 500549. A duplicate of this sheet is enclosed.

Date: April 3, 2001

By: Michael L. Mau
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MLM:das